

BOARD OF SELECTMEN
MINUTES

Tuesday, July 13, 2010

7:00 p.m.

JSMS Broadcast Studio

SELECTMEN'S MEETING

* Amended August 17, 2010

ATTENDANCE: Mike Reynolds, Chairman; Joe Bruno; Lonnie Taylor [7:02]; Charles Leavitt and Dana Desjardins

SELECTMEN ABSENT: None

TOWN STAFF: Don Willard, Town Manager; Danielle Loring, Administrative Assistant; Chris Hanson, Code Enforcement Officer; and Nathan White, Public Works Director.

OTHERS: Betty McDermott and Wayne Holmquist, Raymond Casco Historical Society; Philip Medenbach and Mike D'Arcangelo, residents of Daggett Drive.

1) Call to order. Joe Bruno called the meeting to order at 7:00 pm at the Broadcast Studio.

2) Minutes of previous meetings dated May 11, 2010 and June 15, 2010.

MOTION: Charles Leavitt motioned to approve the Minutes of May 11, 2010. Seconded by Mike Reynolds.

VOTE: Unanimous 4-0

MOTION: Mike Reynolds motioned to approve the Minutes of June 15, 2010. Seconded by Dana Desjardins.

CORRECTION: Charles Leavitt asked that the minutes reflect that when he spoke as a public member rather than a Selectman congratulated the candidates who *participated in the June 8th election.

VOTE: Unanimous 5-0

3) New business.

a) Raymond Casco Historical Society – Request for historic Town Office stained glass window – Wayne Holmquist, RCHS Vice President. [7:02]

DISCUSSION: Mr. Holmquist showed An old picture of the window in the town office circa 1912 and previous to early renovations which took the window out of the building. It was stored in the town office attic and became isolated there because of further

renovations over the years. RCHS would like to have it on display in their museum when it is resurrected from the attic during roof repairs.

MOTION: Lonnie Taylor motioned to donate the stain glass window to the Raymond Casco Historical Society. Seconded by Dana Desjardins.

DISCUSSION: Mr. Desjardins asked that if a new town hall were built he would like to have it back to put in that building. Mr. Holmquist said that their policy is changing to allow items to be given back to the original owner. Mr. Leavitt agreed it would be good to have it available for future use in a new town office. Mr. Willard said their plan to date is to preserve it in crating and hold for posterity.

MOTION WITHDRAWN: Lonnie Taylor and Dana Desjardins withdrew their motion.

MOTION: Lonnie Taylor motioned to loan the stain glass window to the RCHS until it can be used in the town hall. Seconded by Dana Desjardins.

DISCUSSION: Mr. Leavitt asked if it would be taken out through the roof. Mr. White said that the retrieval of the window was part of the bid for the work on the roof.

VOTE: Unanimous 5-0

- b) Discussion Oakledge Circle Road Association letter – Town Manager Don Willard [7:13]

DISCUSSION: Mr. Willard reported that he had received a demand letter for road association dues for town acquired lot [Beecher lot]. The Oakledge Circle Road Association President Mike D'Arangelo thanked the town for what they have done to date. He said there was concern about the property values around this lot. Mr. Bruno noted that the town couldn't be forced to pay anything. Mr. D'Arangelo said the road association would be putting a lien on the property for this amount. Mr. Leavitt had concern that the fees were to the past owner, Beecher, and not the current owner, the town. He felt that if a lien were put on the property it would require town legal opinion as to how that affects the ownership of this lot.

- c) Consideration of annual town appointments – Town Clerk Louise Lester [7:21]

DISCUSSION: Mike Reynolds volunteered to be the Selectmen's representative to the Raymond Village Library. Mike Reynolds would also remain on the GPCOG Regional Study Committee. Mr. Desjardins resigned as the Tassel Top and the Veterans Memorial Park Representative. Charles Leavitt volunteered for the Tassel Top position, and Lonnie Taylor for the Veterans Memorial position.

MOTION: Charles Leavitt motioned to approve the submitted appointee list with the changes. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

- d) Town of Raymond fiscal 2010/2011 fee schedule for review and approval
– Town Clerk Louise Lester [7:23]

DISCUSSION: Mr. Hansen reviewed the new Code Enforcement fee for a tree removal application within the Shoreland Zone. He said this would allow a record of these requests. Mr. Bruno asked to add the wording Shoreland Zone to the fee schedule. Mr. Hanson reviewed the ordinance concerning this permit.

MOTION: Lonnie Taylor motioned to approve the Fee Schedule for 2010-2011. Charles Leavitt seconded.

VOTE: Unanimous 5-0

Item taken out of agenda order.

- e) Discussion of disposition of Tax Acquired Property. [7:30]

DISCUSSION: Mr. Willard discussed the list of tax acquired properties saying that these were only the ones which had not replied to numerous notices. He recommended to notify the previous owners, and if not paid, to liquidate these properties by sale or keep for town use. Mr. Bruno wanted to know when they became Tax Acquired. Mr. Reynolds wanted to be sure that the owners have been notified, and that they have not been forthcoming with a plan of payment. Mr. Willard assured them that these property owners had been given many notifications or that the town no longer had a good address for them. He added that state statute states that any landowner must assume that if they own land they must pay taxes for it. Mr. Willard believed there would be a 30-day warning letter and then the town would go forward with sale. Mr. Leavitt wanted to know if any of these were in default. Mr. Willard replied all of them. He added that the total amount of taxes owed on this list was about \$55,000. Mr. Willard said that he believed it was possible that there might be at least one property where the people still reside. Mr. Bruno said that Raymond's policy is to help the owners pay their taxes and retain their property.

MOTION: Lonnie Taylor motioned to send 30-day demand letters and go forward toward a sale. Seconded by Mike Reynolds.

VOTE: Unanimous 5-0

- f) Discussion of new state tax deferral law for elderly residents –Chairman Joe Bruno [7:42]

DISCUSSION: Mr. Bruno enumerated the criteria for a deferral: applicant must be not less than 70 years old, have been a resident for not less than 10 years, and have income less than 300% of the poverty level. The town needs to have a town meeting approved ordinance in order to adopt this law. Mr. Reynolds felt that this might be a hardship to the person receiving the property, because they would have to pay the taxes with interest. Mr. Bruno would rather see the base tax rate be paid and any increase be deferred but that is not what the law says. He added this would be a local ordinance and not be involved

with the state; therefore the town would take all the responsibility. Mr. Willard said that he had not received any comment from the public. Mr. Reynolds believes it would be good to have some kind of program to help the elderly and would like to look at it again. Mr. Bruno would like to find the number of people which might be affected by this. He said it would be extra record keeping associated with this. Mr. Desjardins said that some towns give a discount if the taxes are paid on time. Mr. Leavitt asked that it be linked to our website to allow for public comment.

g) Quit Claim Deed for 13 Nancy's Way Map 10, Lot 13B [7:54]

MOTION: Charles Leavitt motioned to approve and sign the Quit Claim Deed for Map 10, Lot 13B. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

4) Old (unfinished) business.

a) Further review of Selectmen By-laws and Policies – Board of Selectmen [7:55]

DISCUSSION: Mr. Leavitt said he didn't get any public comment about the formation of our agenda. Mr. Bruno asked to have a public input item on their agenda just before the Town Manager Report and Communications. Mr. Leavitt asked if there was a change to the "complaint to the town manager". Mr. Bruno thought they had decided to have a "resolution by the full board." The chair will do the investigation and report to the full board. Also in order for the public to address the board, it should state that the public could bring it to the board for a future agenda item under section 14. Under Section 8 make the change for public comment. Mr. Leavitt asked to have a typo corrected on page 1 where "are" should be "is" concerning the chairman and vice chairman.

MOTION: Charles Leavitt motioned to adopt the submitted bylaws with the changes noted. Seconded by Lonnie Taylor.

VOTE: Unanimous 5-0

5) Town Manager Report and Communications.

a) Confirm date for August Selectmen's Meeting -- Proposed Tuesday, August 17, 2010 8:17

Confirmed for the third Tuesday in August 8/17/10 at 7:00 pm at the Broadcast Studio.

b) Ecoli outbreak at Raymond Beach.

Mr. Willard said that Portland Water District attempted to notify us of this problem but because the recipient of that email was on vacation we didn't get it until the following week. We now have created a protocol to cover this problem with several people on the list to get noticed. He was surprised that the water cleared very quickly. Mr. Desjardins has concern that the Selectmen didn't know

earlier that there was a problem. He also felt that Portland Water District should have done more to reach us. He didn't want to have this problem happen at our other beaches. Mr. Willard felt that this new protocol should take care of notification. Mr. Bruno had concerned that Raymond Beach might have to be closed because of the way people use the beach. He felt that beach users didn't have any respect for the area or their fellow beach goers. Mr. Leavitt felt this was an agenda item leading to a beach policy. Mr. Willard questioned whether a beach could accrue enough capital from fees to man the area.

c) Gray celebration for the Pennell Institute renovation.

Mr. Willard announced that the Selectmen had been invited to the celebration for the unveiling of the Pennell Institute renovation on July 24, 2010 at 4:00 pm.

d) Agreement with Gray for fire/rescue response.

Mr. Willard asked that the Selectmen sign this agreement.

NOTE: The Selectmen signed the agreement with Gray for fire/rescue response.

6) Selectmen Communications. This agenda item is for the general discussion of non-agenda items by the Board of Selectmen, and for the purpose of introducing future topics for discussion. No action will be taken.

- a. Mr. Reynolds asked for donations to pay for the new Veterans Memorial Park sign. The total owing is about \$1,200.
- b. Mr. Leavitt would like to thank the 3 students who sent thank you notes for their 2010-2011 Raymond scholarships.
- c. Mr. Leavitt asked for a priority format for the new GIS work, a priority list, and a progress report. Mr. Willard said that our town attorney thought there should be some changes to the agreement which Windham will do. There is a 3-month bailout if necessary.

7) Fiscal Warrants – Payroll and Appropriation Warrants – July 13, 2010.

MOTION: Lonnie Taylor motioned to approve the Payroll Warrant in the amount of \$34,339.94. Seconded by Charles Leavitt.

VOTE: Unanimous 5-0

MOTION: Lonnie Taylor motioned to approve the 7/13/2010 Treasurer's Warrant in the amount of \$75,518.68. Seconded by Charles Leavitt.

VOTE: Unanimous 5-0

MOTION: Lonnie Taylor motioned to approve the 6/30/2010 Treasurer's Warrant in the amount of \$16,209.53.

VOTE: Unanimous 5-0

DISCUSSION: Mr. Desjardins asked for a hard copy of the fiscal reports. Mr. Bruno inquired how we fiscally ended last year. Mr. Willard said he would see to informing them of that as soon as it was available.

8) Adjournment.

MOTION: Mike Reynolds motioned to adjourn. Seconded by Charles Leavitt.

ADJOURNMENT: Joe Bruno adjourned the meeting at 8:23 pm.

Louise H. Lester
Town Clerk